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17 Attorneys for Defendant
18 DISH Network Corporation, et al.

19 IN THE UNITED STATES DISTRICT COURT
20 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

21 ENTROPIC COMMUNICATIONS,
22 LLC,

23 Plaintiff,

24 v.

25 DISH NETWORK CORPORATION;
26 DISH NETWORK LLC; DISH
27 NETWORK SERVICE, LLC; AND
28 DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

Defendants.

Lead Case No. 2:23-cv-1043-JWH-KES

**JOINT STIPULATION RE
ENTROPIC'S INFRINGEMENT
CONTENTIONS AS TO DISMISSED
U.S. PATENT NOS. 8,228,910 AND
10,257,566**

District Judge: Hon. John W. Holcomb
Magistrate Judge: Hon. Karen E. Scott

1 DISH NETWORK CALIFORNIA
2 SERVICE CORPORATION,

Counter-Claimant,

3 v.

4 ENTROPIC COMMUNICATIONS,
5 LLC; MAXLINEAR, INC.; AND
6 MAXLINEAR COMMUNICATIONS
7 LLC,

Counter-Defendants.

1 Plaintiff Entropic Communications, LLC (“Entropic”) and Defendants DISH
 2 Network Corporation; DISH Network LLC; Dish Network Service LLC; and Dish
 3 Network California Service Corporation (collectively, “Defendants”) (collectively
 4 with Entropic, the “Parties”), by and through their respective counsel, enter into this
 5 Joint Stipulation regarding Entropic’s Disclosure of Asserted Claims and
 6 Infringement Contentions (the “Infringement Contentions”), as follows:

7 **WHEREAS**, on May 8, 2023, Defendants filed a Motion to Dismiss U.S.
 8 Patent Nos. 8,228,910 (the “’910 Patent”) and 10,257,566 (the “’7,566 Patent”) (collectively, the “Dismissed Patents”) from this case as being ineligible under 35
 9 U.S.C. § 101 (Dkt. No. 50);

11 **WHEREAS**, on September 6, 2023, the Court issued an Order granting
 12 Defendant’s Motion to Dismiss and dismissing Entropic’s counts for infringement of
 13 the ’910 Patent and the ’7,566 Patent without leave to amend (Dkt. No. 103);

14 **WHEREAS**, on September 29, 2023, Entropic served its Infringement
 15 Contentions, which asserted infringement of, *inter alia*, the Dismissed Patents;

16 **WHEREAS**, the Parties have met and conferred regarding Entropic’s
 17 Infringement Contentions;

18 **WHEREAS**, Entropic has stated that its service of Infringement Contentions
 19 for the Dismissed Patents was made only in order to preserve its rights in the event
 20 that the Court’s Order dismissing these patents is overturned on appeal;

21 **WHEREAS**, Entropic agrees that the Dismissed Patents are no longer part of
 22 this action, and that Entropic’s service of Infringement Contentions for the Dismissed
 23 Patents does not trigger any obligation on the part of Defendants under the current
 24 litigation schedule, including without limitation service of invalidity contentions or
 25 claim construction positions.

26
 27 **IT IS HEREBY JOINTLY STIPULATED THAT** the Parties agree that the
 28 Dismissed Patents are no longer part of this action, and that Entropic’s service of

1 Infringement Contentions for the Dismissed Patents does not trigger any obligation
2 on the part of Defendants under the current litigation schedule, including without
3 limitation service of invalidity contentions or claim construction positions, unless and
4 until the Court's Order dismissing these patents has been overturned on appeal. The
5 Parties jointly and respectfully request an Order from the Court affirming same.

6
7 Respectfully Submitted,

8
9 Dated: December 6, 2023

By: /s/ Tyler R. Train

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21 **LLC**

ECF ATTESTATION

I, Tyler R. Train, am the ECF User whose identification and password are being used to electronically file this Joint Stipulation. In accordance with Local Rule 5-4.3.4, concurrence in and authorization of the filing of this document has been obtained from the counsel of Plaintiff Entropic Communications, LLC will maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

/s/ Tyler R. Train
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